

REGULAR MEETING – JUNE 26, 2006

BE IT REMEMBERED, that on this 26th day of June, A.D., 2006, there was begun and held a REGULAR MEETING of the Honorable Commissioners’ Court of Hidalgo County, Texas, wherein the following members thereof were present, to-wit:

| | |
|-----------------------------------------|-------------------------------------|
| HONORABLE RAMON GARCIA | HIDALGO COUNTY JUDGE |
| HONORABLE SYLVIA HANDY | COMMISSIONER, PRECINCT NO. 1 |
| HONORABLE HECTOR (TITO) PALACIOS | COMMISSIONER, PRECINCT NO. 2 |
| HONORABLE JOE M. FLORES | COMMISSIONER, PRECINCT NO. 3 |
| HONORABLE OSCAR L. GARZA JR. | COMMISSIONER, PRECINCT NO. 4 |

and EDDY TREVINO, COUNTY CLERK & EX-OFICIO CLERK OF THE COMMISSIONERS’ COURT of Hidalgo County, Texas, wherein the following proceedings were had, to-wit:

Sylvia S. Handy
Commissioner, Pct. #1

Ramon Garcia
County Judge

Joe M. Flores
Commissioner, Pct. #3



Hector "Tito" Palacios
Commissioner, Pct. #2

HIDALGO COUNTY
COMMISSIONERS' COURT
AGENDA

Oscar L. Garza, Jr.
Commissioner, Pct. #4

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Commissioners' Court will be held on MONDAY, JUNE 26, 2006 at 9:00 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:

1. Roll Call

All Members of the Court were counted present with exception of Commissioner Garza who arrive 5 minutes late.

2. Pledge of Allegiance

Judge Garcia led the Court and Audience in the Pledge of Allegiance.

3. Prayer

Commissioner Handy led the Court and Audience in Prayer.

At this time Judge Garcia requested a moment of silence for Dora Palacios Alba and fallen PFC Kristian Menchaca.

At this time Commissioner Garza arrived.

4. Open Forum

Virginia Townsend – Concerning ethics rules the City of McAllen adopted and the County should adopt the same rules.

5. Approval of Consent Agenda

At this time the Court moved to approve the Consent Agenda.

6. Hidalgo County – Godfrey Garza: (SEE EXHIBIT H)

A. Presentation & discussion regarding Raymondville Drain and IBWC levee adjustment

Presentation made by Godfrey Garza.

7. District Attorney's – Roy Cazarez: (SEE EXHIBIT I)

- A. Approval to decrease vacant slot # 1 by \$10,000.00 and approval to increase slot #'s 008 & 017 by \$5,000.00 each due to additional duties - D.A. Hot Check Account**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

B. Approval of revised Salary Schedule

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

8. Auditor's Office – Ray Eufrazio: (SEE EXHIBIT J)

- A. Presentation of the results of the Tax Abatement Review**

- B. Discussion, consideration and possible action regarding:**

- 1. Recapture of current and prior year abated taxes.**
- 2. Designation of the County department responsible for the management of the tax abatement program.**
- 3. Proposed changes to the "Guidelines and Criteria for Granting Tax Abatements" in Hidalgo County, Texas.**
- 4. Proposed revised Tax Abatement Application**

NO ACTION taken on items A & B-1 thru 4.

At this time Commissioner Palacios steps out of the Court.

9. Right of Way – Joe Pena: (SEE EXHIBIT K)

- A. Discussion, consideration and approval to extend three (3) Full-Time Temporary slots for six (6) months – Slot #'s 004, 005 & 006.**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

10. Health Department – Eddie Olivarez: (SEE EXHIBIT L)

- A. Requesting authorization and approval to accept the Memorandum of Understanding between the Hidalgo County Health Department and The American Red Cross for support during an all hazard event.**

- B. Requesting authorization and approval to accept the Memorandum of Understanding between Hidalgo County Health Department and Tropical Texas Center for Mental Health and Mental Retardation for support services during an all hazard event.**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items A & B.

- C. Requesting authorization and approval to accept the Memorandum of Understanding between Hidalgo County Health Department and Nuestra Clinica Del Valle for support services during an all hazard event.**

NO ACTION taken on this item.

At this time Commissioner Palacios returns to the Court.

11. Planning Department – Raul Sesin: (SEE EXHIBIT M)

A. Final Approval

- 1. Linan Subdivision – Pct. 4 (Ma. Guadalupe Linan)**
- 2. Llano Escondido Saldana – Pct. 1 (Lauro Saldana)**
- 3. Maiz Acres No. 2 Subdivision – Pct. 2 (RHRW Prop.)**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items #1 thru 3.

B. Final Approval with a Cash Deposit

- 1. Gonzalez Recio Estate Subdivision – Pct. 3 (Leandro Resio)**
- 2. Colwell Grove Subdivision – Pct. 3 (Dario Guerra)**
- 3. Patricio Perez Subdivision – Pct. 4 (Maria Jacome)**

On motion of Commissioner Flores, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval on items #1 thru 3.

12. Urban County – Diana Serna: (SEE EXHIBIT N)

A. Approval of Resolution to the Office of Rural Community Affairs (ORCA) requesting a Performance Statement Amendment for the 2004 Colonia EDAP Grant # 724205.

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

B. Requesting exemption from competitive bidding requirements the Texas Local Government Code 262.024 (a)(2) for emergency improvements to the La Villa Wastewater Treatment Plant. Urban County Program Year 15 (2002), Year 16 (2003) and Year 17 (2004) funds, recaptured by Precinct 1, and Year 17 (2004) City of La Villa UCP funds will be utilized.

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.

C. Approval to award a contract to Dos Logistics, Inc. in the amount of \$173,520.00 for emergency improvements to the City of La Villa Wastewater Treatment Plant. Urban County Program Year 15 (2002), Year 16 (2003) and Year 17 (2004) funds, recaptured by Precinct 1, and Year 17 (2004) City of La Villa UCP funds will be utilized.

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval subject to the approval from the City of La Villa.

13. Fire Marshal – Victor Fonseca: (SEE EXHIBIT O)

A. Discussion and approval of the following “Year 2006 Rural Emergency Services contract”

1. City of Weslaco

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.

14. Pct. 3 – Comm. Flores: (SEE EXHIBIT P)

- A. Requesting approval to increase slot #001-011 from \$18,485.50 to \$20,800.00, due to additional duties.**
- B. Approval to revise salary schedule** (See Fiscal Note)

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on items A & B.

- C. Requesting approval to name an unnamed road in Hidalgo County Precinct #3 as PJ Garza Road (road located in Havana Subdivision) as approved by Lower Rio Grande Valley Development Council**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

15. Human Services – Rudy De La Viña: (SEE EXHIBIT Q)

- A. Discussion, and/or action, including, but not limited to Indigent Health Care Program and/or Expenditures**

NO ACTION taken on this item.

At this time Commissioner Garza steps out of the Court.

16. Buildings & Grounds – Daniel Flores: (SEE EXHIBIT R)

Presentation for discussion, consideration and action (if necessary) including, but not limited to the following:

- A. Status of renovations of administration building**

NO ACTION taken on this item.

- B. Status of other ongoing county owned building construction, renovation repair projects**
- C. Report of unanticipated, or emergency situation occurring since last agenda meeting**

Presentations made by Daniel Flores on items B & C.

At this time Commissioner Garza returns to the Court.

17. Purchasing Department – Marty Salazar: (SEE EXHIBIT S)**NOTES:**

- 1. FOR ANY CONTRACT(S) AWARDED AND APPROVED UNDER THIS AGENDA, EXECUTED COPIES OF THE CONTRACT(S) WILL BE FORWARDED TO HIDALGO COUNTY AUDITOR'S OFFICE.**
- 2. ANY/ALL REQUESTS FOR ACCEPTANCE AND APPROVAL OF CLAIMS/INVOICES UNDER THIS AGENDA WILL INCLUDE AUTHORITY FOR AUDITOR TO ISSUE PAYMENT AFTER REVIEW, AUDIT AND PROCESSING PROCEDURES ARE COMPLETED**

- a) The Purchasing Department does not participate in the acquisition or purchase of the good/services presented under this caption. The Purchasing Department merely facilitates the placement of such items since they deal with procurement related issues.
- b) Departments/Programs and Vendors are all advised that acquisition of goods and/or services must be done in accordance with applicable laws/statutes and Hidalgo County Purchasing Policies & Procedures.

A. HIDALGO COUNTY –

Discussion and/or action, including, but not limited to the following items:

| | | |
|------------------------------------|---------------------------------|------------------------------------------------------------|
| 1. New Hidalgo County Jail: | Total inmate population: | <u>1097</u> |
| Physical Count: | <u>1059</u> | Males (in house) <u>989</u> |
| Out of County Facility | <u>38</u> | Females (in house) <u>70</u> |
| La Villa. | <u>22</u> | |
| Brook’s Co. | _____ | Federal Prisoners <u>19</u> |
| Frio Co. | _____ | |
| Other: (n/c) | <u>16</u> | |
| Adj. / Sentenced to TDC | <u>131</u> | Total Paper Ready TDC <u>97</u> No. over 45 days <u>12</u> |
| | | Pending Paperwork/Courts _____ |
| | | Pending Charges/Courts _____ |

At this time Commissioner Garza steps out of the Court.

- 2. Current inter-local(s) and/or contract(s) for the “Housing of Inmates”
- 3. New Adult Detention Facility and Law Enforcement Center Project:
 - a) Detention Facility Law Enforcement Center Design - Build Contract with including action regarding Landmark Application for payment, final punch list and release of retainage;
 - b) Construction of additional pod(s)
 - c) Selection and engagement of an architect for the construction of additional pod(s)

NO ACTION taken on items #2 & 3-a thru c.

- 4. Presentation for discussion, consideration and action including, but not limited to, the following items in connection with the County-owned building and property, fka, the Kmart Property:
 - a) General status report by project architect (when necessary) or purchasing department;
 - b) Other related items;

NO ACTION taken on item #4-a & b.

- 5. Presentation for discussion, consideration and action including, but not limited to, the following items in connection with the construction of a new facility to house the Hidalgo County Adult Probation Dept.:
 - a) General status report by project architect (when necessary) or purchasing department;
 - b) Other related items;

NO ACTION taken on item #5-a & b.

- 6. Presentation for discussion, consideration and action including, but not limited to, the following items in connection with the construction of the new Hon. Mario E. Ramirez, Jr. Juvenile Detention Facility:**
- a) General status report by project architect (when necessary) or purchasing department;**
 - b) Status of pending payment requests;**
 - c) Other related issues;**

NO ACTION taken on item #6-a thru c.

At this time Judge Garcia steps out of the Court.

- 7. Presentation for discussion, consideration, acceptance and approval of the scoring grid and/or recommendation of the responses received (for the purpose of ranking and award by CC) in connection with Hidalgo Count's RFP for: "Excess Workers Compensation Insurance"; or in the alternative**

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to rank McGriff, Seibels and Williams as #1, Alamo Ins. as #2 and Montalvo Ins. as #3.

- 8. Requesting approval to reject all proposals received with authority to re-advertise project for: "Excess Workers Compensation Insurance"**

NO ACTION taken on this item.

- 9. Requesting authority to award bid and approval of contract to sole bidder meeting all requirements/specifications for "Tire Disposal Services".**

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.

- 10. Requesting authority to exercise the additional one year extension as provided in current contract for "Auctioneer Services" for Hidalgo County, under the same rates, terms and conditions with McAllen Auto Auction. C#04-189-08-03**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

- 11. Requesting authority to exercise the additional one year extension as provided in current contract for "Lubricants (Grease, Oil, Hydraulic Fluids)" for Hidalgo County, under the same rates, terms and conditions with Oil Patch Fuel & Supply, Inc. C#06-043-02-07**

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.

12. Requesting authority to exercise that additional one year extension as provided in current contract for “Licensed Nurse Practitioner” for Health Department, under the same rate, terms and conditions with Patricia De Blicek. C#04-161-07-06

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.

At this time Judge Garcia returns to the Court.

13. Presentation of a request from a former participating Hidalgo County Employee for termination and “Withdrawal of 457 Plan Retirement Fund” with authority for Hidalgo County Judge or Presiding Office to execute “Distribution Request Form”.

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.

B. HIDALGO COUNTY PRECINCT NO. 2-

1. Presentation for consideration, discussion, and acceptance of the sole Request for Proposal received from Arise-Las Milpas, in response to the RFP for “Lease of Land (with improvements) to a Non-Profit Organization for Hidalgo County Precinct No 2” for the purpose for Commissioners Court ranking the response as “Qualified” in order to proceed to award a lease/contract; and (if approved)

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

2. Authority for the Purchasing Department to negotiate a final lease/contract, subject to legal review, with Aris-Las Milpas, for Hidalgo County Precinct No 2.

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

3. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024(A)(4) ‘...a Professional Service’ with R. Gutierrez Engineering Corp., for “Professional Engineering Services for Various Projects” for Precinct No 2.

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

4. Authority to negotiate a “Professional Engineering Service Contract” with the No. 1 ranked firm: R. Gutierrez Engineering Corp. for “Professional Engineering Services for Various Projects,” for Precinct No 2.

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

- 5. Requesting approval of Change Order No 2 (decrease) in connection with “Anaya Road Improvement” in the amount of \$6,360.00 from JM Construction, as recommended by project engineer R. Gutierrez Engineering Corp with the authority for County Judge to execute document; C#06-079-02-28**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

- 6. Presentation for discussion, consideration, acceptance, and approval of Request for Payment Application No. 3 in the amount of \$31,701.98, from J.M. Construction, contracted vendor for “Anaya Road” and certified for payment by project engineer, R. Gutierrez Engineering Corporation. C#06-079-02-28.**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

- 7. Presentation for discussion, consideration, acceptance, and approval of Request for Payment:**

a) Invoice No 2042 in the amount of \$6,166.18

b) Invoice NO. 2043 in the amount of \$2,249.17

from R. Gutierrez Engineering Corporation, contracted engineer for Precinct No 2, “N. San Juan Park; Anaya Rd; I Rd” with authority for Auditor to issue payment after review, audit and processing procedures completed. C#03-167-06-03; C-02-137-06-04

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

C. HIDALGO COUNTY PRECINCT NO. 3-

- 1. Requesting authority to purchase through the Inter local Agreement with Houston-Galveston Area Council (H-GAC) B&C Body Co., Dallas, TX, with specifications attached hereto and as requested by Precinct No 3 for “our (4) Heavy Duty 30yd Roll Off Containers in the total amount of \$17,760.00.**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

At this time Commissioner Garza returns to the Court.

- 2. Recommending (6-181) of bid award and approval of contract (subject to legal review) to the lowest bidder meeting all specifications attached hereto for: “Construction of a Motor Pool Building” RFB**

On motion of Commissioner Flores, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

D. HIDALGO COUNTY COLONIA ACESS PROGRAM PRECINCT NO. 3-

- 1. Pursuant to Article 14 (Subcontracting and Assignment) of contract #C-05-014-05-24 presentation for discussion, consideration, acceptance and approval of a request from contract engineer Javier Hinojosa Engineering to subcontract with Hinojosa Engineering, Inc. in connection with the Round II of the Border Colonia Access Program Projects.**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

E. HIDALGO COUNTY BUILDINGS AND GROUNDS –

- 1. Approval of request for payment invoice number three (3) in the amount of \$9,113.00 from Alcocer Garcia Associates DC (AGADC) contracted architect for: “Construction of a Sally Port & Backup Power at Courthouse Bldg.” Contract #C-04-116-03-23 P.O. #555744**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

F. HIDALGO COUNTY HEALTH DEPARTMENT –

- 1. Requesting authority to purchase computer equipment and peripherals from Zones, Inc a CISV vendor through TBPC Catalogue Purchasing Program on Req #91569 in the total amount of \$9,788.02.**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.

- 2. Requesting authority to purchase computer equipment from HP Direct through their DIR contract on Req #91611 in the total amount of \$6,364.00.**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

- 3. Requesting authority to purchase radio equipment from Dailey-Wells Communications through their HGAC awarded contract on Req #91870 in the total amount of \$155,379.11.**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

G. HIDALGO COUNTY INFORMATION TECHNOLOGY –

- 1. Requesting authority to purchase computer equipment and peripherals form Dell Marketing through their DIR contract on Req #91274 in the total amount of \$8,460.36 and Req #91513 in the total amount of \$5,795.90..**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

H. HIDALGO COUNTY PLANNING DEPARTMENT –

- 1. Requesting authority to purchase a GIS Software from Environmental Systems Research Institute (ESRI) through their DIR Contract DIR-VPC-03-004 in the total amount of \$7,260.38.**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.

I. HIDALGO COUNTY RE: REAL ESTATE ACQUISITIONS –

- 1. Requesting authority to obtain and approval of (when applicable), including, but not limited to, the following items necessary in anticipation of real property/estate acquisition(s): fair market value appraisals, inspections, surveys, all phases-environmental assessments, title reports or title policies services, commercial contracts (improved property) or option contracts with authority for County Auditor to issue required earnest money payment(s) or option payment(s) and County Judge or Presiding Officer to execute necessary/required document(s)**

NO ACTION taken on this item.

18. Budget & Management – Valde Guerra (SEE EXHIBIT T)**A. Interdepartmental transfers**

- 1. CO 2004 B & G Courthouse to CO 2004 B & G Sally Port - \$17,000.00**
- 2. CO 2004 B & G Courthouse to CO 2004 B & G - \$3,013.41**
- 3. County Wide Contingency to Elections Department - \$63,239.61**
- 4. County Wide Contingency to Purchasing - \$2,285.30**
- 5. County Wide Contingency to Safety Division - \$2,249.97**

B. Interfund transfers:

- 1. County Wide Contingency to TXDOT –83 Illumination Aid to other govt. - \$9,000.00**

C. Budget Amendments (Appropriation of Funds):

- 1. Improvements to FM 88 - \$790,499.00**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items A-1 thru 5, B-1, & C-1.

- D. Resolution designating the County Judge or his designee of Hidalgo County as Authorized Representative to give Notice of Intent by the County to reimburse project expenditures with proceeds of Tax-Exempt Obligation.**

NO ACTION taken on this item.

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to go into Executive Session.

19. Closed Session: (SEE EXHIBIT U)

Commissioners' Court may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071 & 551.072 to discuss the following:

- A. Real Estate Acquisition**
- B. Consultation with Attorney on litigation associated with New Adult Detention Facility & Law Enforcement Center Project**
- C. Pending and/or potential litigation**
- D. Moreno vs. Hidalgo County Health Department – TWCCRD Complaint #1A60193-S**

NO ACTION taken on items A thru D in Close Session.

Commissioner Palacios is out of the Court.

20. Open Session:

- A. Real Estate Acquisition**
- B. Consultation with Attorney on litigation associated with New Adult Detention Facility & Law Enforcement Center Project**
- C. Pending and/or potential litigation**

NO ACTION taken on items A thru C.

D. Moreno vs. Hidalgo County Health Department – TWCCRD Complaint #1A60193-S

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to settle in the amount of \$1,500.00.

21. Closed Session:

Commissioners' Court may reconvene into Closed Session for the discussion regarding the agenda items listed

22. Open Session:

Commissioners' Court may reconvene into Open Session for the discussion regarding the agenda items listed

23. Adjourn

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a **REGULAR MEETING** of the Commissioners' Court will be held on **MONDAY, JUNE 26, 2006 at 9:00 A.M.**, in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:

**NOTICE TO THE PUBLIC
CONSENT AGENDA**

The following items are of a routine or administrative nature. The Commissioners' Court has been furnished with background and support on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a **UNANIMOUS** vote to approve the Consent Agenda with the exception of item #5.

1. Approval of check register and payment of claims and bills – County Auditor (SEE EXHIBIT A)

2. Intradepartmental transfers: (SEE EXHIBIT B)

- A. Planning Department**
- B. Pct. #1 – Sanitation**
- C. Pct. #1 – Adm.**
- D. Pct. #1 – R & B**
- E. Pct. #2 – R & B**
- F. Pct. #2 – Parks**
- G. Pct. #3 – Landfill (2)**
- H. Pct. #3 – 2004 CO**
- I. Pct. #3 – P/U Rds.**
- J. Pct. #3 – Parks**
- K. Pct. #4 – Landfill**
- L. Elections Department (2)**
- M. IT Department**
- N. WIC – BF Grant**
- O. Constable Pct. #3**
- P. Constable Pct. #5 (2)**
- Q. Health – Adm.**
- R. Health – Clinics**
- S. Health – OPHP Grant**
- T. B & G – 2004 CO**
- U. County Court #4**
- V. District Attorney**
- W. B & G**

3. Planning Department: (SEE EXHIBIT C)

A. Approval of the following Certificates:

- **Certificates of Plat & Utility Status under Local Government Code Section 232.028(b)**
- **Certificates of Residence Construction under Local Government Code Section 232.029(c)(1)**
- **Certificates of Water Service Availability under Local Government Code Section (c)(2)**

4. Right of Way – Permits: (SEE EXHIBIT D)

- A. North Alamo Water Supply Corporation – Mile 11 North & Mile 2 West
- B. North Alamo Water Supply Corporation – Mile 11 North & Mile 2 West
- C. North Alamo Water Supply Corporation – Cesar Chavez Rd. & Eldora Rd.
- D. North Alamo Water Supply Corporation – Cesar Chavez Rd. & Eldora Rd.
- E. North Alamo Water – Dillon Road & Trenton Road
- F. North Alamo Water – Terry Road & Rogers Road

5. Tax Refunds: (SEE EXHIBIT E)

| Taxpayer | Payer | Amount |
|-----------------------|--------------|---------------|
| A. Ivan & Hilda Solis | Citimortgage | \$ 5,212.50 |

NO ACTION taken on this item.

6. Urban County – Diana Serna: (SEE EXHIBIT F)

- A. Request for approval to enter into the Urban County Program Housing Loan Agreement for Dalia De Los Santos in the amount of \$40,460.00 and Elida Saldivar in the amount of \$33,206.00.
- B. Request for approval of four (4) applicants in the County Wide area under the HOME Homeowner Occupied Housing Rehabilitation Program.

7. Purchasing Department: (SEE EXHIBIT G)**A. Hidalgo County**

- 1. Requesting authority to purchase computer equipment and peripherals from State Awarded vendors through our participation with Cooperative Programs for the following;

| Req | Department | Vendor | Amount | Account Number |
|---------------------------------|-------------------|---------------|---------------|-----------------------------|
| <u>TBPC CISV Program</u> | | | | |
| 91482 | I.T. Dept | CDW-G | \$605.00 | 6-1100-415-00-200-002-0-665 |
| 91495 | I.T. Dept | Dell | \$243.00 | 6-1242-412-00-060-001-0-661 |
| 91517 | ROW | Dell | \$1,228.88 | 6-1200-431-00-260-001-0-745 |
| 91667 | Pct #2 | Rio Radio | \$690.00 | 6-1202-431-00-122-006-0-664 |

B. HIDALGO COUNTY INFORMATION TECHNOLOGY –

- 1. Requesting authority to enter into a maintenance agreement for the Compaq Proliant Server with Hewlett Packard a CISV vendor through TBPC Catalogue purchasing program on Req #91414 in the total amount of \$1,442.00.

C. HIDALGO COUNTY DISTRICT ATTORNEY –

- 1. Requesting authority to purchase computer equipment from CDW-G a CISV vendor through TBPC Catalogue Purchasing Program on Req #91901 in the total amount of \$1,521.80

**DRAINAGE DISTRICT BOARD OF DIRECTORS
AGENDA**

**Ramon Garcia
Chairman**

**Sylvia S. Handy
Board Member**

**Joe M. Flores
Board Member**



**Hector "Tito" Palacios
Board Member**

**Oscar L. Garza, Jr.
Board Member**

NOTICE

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Drainage District #1 Board of Directors will be held on MONDAY, JUNE 26, 2006 at 9:00 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:

(SEE EXHIBIT V)

1. Roll Call

All Members of the Board were counted present with the exception of Commissioner Palacios.

2. Open Forum

No presentations made under Open Forum.

3. Approval of Consent Agenda

At this time the Board moved to approve the Consent Agenda.

4. Presentation, discussion and approval of District's Liability – Property Rerate Exposure Summary with TML for General Liability, Errors & Omissions Liability, Auto Liability, Physical Damage, Property & Workers Compensation.

On motion of Commissioner Garza, seconded by Commissioner Flores, the Board made a UNANIMOUS vote of approval.

At this time Commissioner Handy leaves the Court.

5. Approval to create six to ten (6-10) temporary laborer positions @ \$7.50 per hour. (No impact on M & O Budget)

On motion of Commissioner Garza, seconded by Commissioner Flores, the Board made a UNANIMOUS vote of approval at \$8.02 per hour.

6. Approval of change order #3 for Centennial Contractors, Inc. (decrease) in the amount of \$7,305.13 and pay balance of \$2,899.45.

On motion of Commissioner Flores, seconded by Commissioner Garza, the Board made a UNANIMOUS vote of approval.

7. Purchasing Department – Martha Salazar:

NOTES: A. FOR ANY CONTRACT(S) AWARDED AND APPROVED UNDER THIS AGENDA, EXECUTED COPIES OF THE CONTRACT(S) WILL BE FORWARDED TO HIDALGO COUNTY DRAINAGE DISTRICT – CONTRACT’S MANAGER

- 1. Requesting authority to purchase “Rain and Stream Gauges Equipment (For Weather and Water Monitoring)” related to improvements of Drainage Facilities (previously requested and approved by Board of Directors on August 2, 2005) with High Sierra Electronics, a CISV vendor through the Drainage District’s membership with Texas Building and Procurement Commission in the total amount of \$106,658.00.**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Board made a UNANIMOUS vote of approval.

At this time the Board requested not to go into Executive Session.

8. Closed Session:

Board of Directors may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071 & 551.072 to discuss the following:

- A. Real Estate Acquisition**
- B. Pending and/or potential litigation**

9. Open Session:

- A. Real Estate Acquisition**
- B. Pending and/or potential litigation**

10. Closed Session:

Board of Directors may reconvene into Closed Session for the discussion regarding the agenda items listed

11. Open Session:

Board of Directors may reconvene into Open Session for the discussion regarding the agenda items listed

12. Adjourn

On motion of Commissioner Garza, seconded by Commissioner Flores, the Board made a UNANIMOUS vote of approval to adjourn today’s meeting.

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Drainage District #1 Board of Directors will be held on MONDAY, JUNE 26, 2006 at 9:00 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:

**NOTICE TO THE PUBLIC
CONSENT AGENDA**

The following items are of a routine or administrative nature. The Drainage District #1 Board of Directors has been furnished with background and support on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Board Member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

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DRAINAGE DISTRICT

On motion of Commissioner Handy, seconded by Commissioner Flores, the Board made a UNANIMOUS vote to approve the Drainage District Consent Agenda.

1. Approval of check register and payment of claims and bills – County Treasurer

2. Discharge Permits:

- A. City of Mission – Valley Baptist Medical Center**
- B. City of Edinburg – Wisteria Heights**

There being no further business to come before said Court, the meetings of the Commissioners' Court and the Drainage District #1 Board are now hereby adjourned.

Dated this the 26th day of June, 2006

EDDY TREVINO, County Clerk
Hidalgo County, Texas

By: _____
Norma Garza, Deputy

I, EDDY TREVINO, County Clerk attest that this is an accurate accounting of a proceeding of the Commissioners' Court held on June 26, 2006.

Signed this _____ day of _____ 2006

ATTEST:
EDDY TREVINO
County Clerk and Ex-Officio Clerk
Of the Commissioners' Court of
Hidalgo County

By: _____
Norma Garza, Deputy

(Seal)